

FURTHER REMARKS

With respect to the restriction, Paper No. 20040930 states: "In the instant case the product can be used in a materially and different [process] of using. The bag can be used without the box and the box can be used without the bag." Although the box can be used without the bag, the converse is NOT true. The bag CANNOT be used without the box in the invention as claimed. It is required for the method, itself, and in combination, and, if it were deployed without the box in the claimed method, the same would not be useful as intended to be. The Applicant is entitled to claims in which the product is appropriately used. As for the species requirement, no undue search burden is engendered by inclusion of all species. The Examiner has time to conduct a full, proper search. Please, therefore, withdraw the restriction and species requirement, and fully examine claims 4 and 17-20.

As may apply to the present claims, the rejections set forth in Paper No. 20040930 under 35 USC 102(b) of claims 1-3 and 5-10 over Takashima, US 6061957; claims 1-3 and 5-16 over Frey et al., US 4801213; and claims 1-3 and 5-16 over Plone, US 5345622, are respectfully traversed. None of the applied patents discloses a deployable bag for a container comprising a containment web and a deployment system, wherein the container is an industrial vacuum box or an industrial container such as an intermodal container; the containment web has a size that is at least as extensive as the inner bottom and a lower portion of the inner sides of the container in which it is to be employed; and the deployment system embraces an inflatable bladder system that provides a plurality of ribs attached to or integrally part of the web that can assist in deploying and supporting the bag, which can be deployed inside the container from a position outside the container when the bag is placed inside the container for deployment therein -- as required in present claim 1. Nor does any of the applied patents disclose any of the other limitations required in each of claims 2, 3 and 5-10. Neither Frey et al. nor Plone discloses a combination that includes a deployable bag for a container, and the container, which is an industrial vacuum box or an industrial container such as an intermodal container -- as required in present claim 11, and neither of these patents discloses any other limitations required in each of claims 12-16.

Please, therefore, withdraw these rejections.

Thus, the application is in condition for allowance. Yet, the Examiner is invited to call the undersigned to discuss the case, or to seek authorization for an Examiner's amendment. A Notice of Allowance is solicited.

Respectfully submitted,

Dated: February 3, 2005 A.D.


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Ex'n Joe Merek called me:

10/654788
Restriction

(I) BAG

(II) COMB'N

cls. 1-16 Gp. I elected w/traverse

⑦ METHOD - Gp. II cls. 17-20

prod. or process of using

c/s used diff. process of using

" " Separately

... inflatable pools ...

SPECIES
Clothes

7 11,5 12/17

8,9 FIG. 5 ~ el'd w/traverse

4 FIG. 12,13

10 u
10 L
10 w = FIG. 10
spec.

not el'd

... only cl. will
"lose"

40 mis. w/Ex'n (1255pm - 135pm) on phone!
He'll get it out now.